IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the 28th day of June 2005
Criminal Misc. Bail Application No.435/2005
Order on the bail application of accused

CRIMINAL SIDE

Himmant Singh
S/o Shri Pratap Singh
R/o village Tangla
Patwari Circle Bura
Tehsil & District Chamoli .....Applicant

Versus

State of Uttaranchal .....Opposite Party

Arising out of case crime No.5/2005
U/s 302, 392, 354 I.P.C.
Registered on the basis of FIR dated 15.3.2005
Patwari Circle Ghat
Tehsil & District Chamoli

Hon'ble J. C. S. Rawat, J.

Heard Sri R.P. Nautiyal learned counsel for the applicant and learned A.G.A. for the State.

I have perused the record. As per the prosecution version, deceased-Smt. Khairul Nisha has stated immediately before the death that she was beaten by Madan & Kamludarin. Thereafter, they poured the kerosene oil and set her to fire. The applicant was not named by the deceased. He is not named in the FIR. Considering the facts and totality of the circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J. C. S. Rawat, J.)

Dated 28.06.2005

LSR